



PATENT
ATTORNEY DOCKET NO. 04265352

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: application of:

Marcus Braun

Serial No.: 10/815,394

Filing Date: April 1, 2004

For: SURGICAL INSTRUMENT

Mail Stop: Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


) Group Art Unit: 3731
)
)

) Examiner: UNKNOWN
)
)

CERTIFICATE OF MAILING BY "EXPRESS MAIL"
"EXPRESS MAIL" mailing label no. EV 113358868 US
Date of Deposit: August 17, 2004

I hereby certify that this paper or fee is being deposited with the
United States Postal Service "Express Mail Post Office to
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P.O. Box 1450, Alexandria, VA 22313-1450

By: Timothy Hubalik


Signature of Person Mailing Papers

TRANSMITTAL LETTER

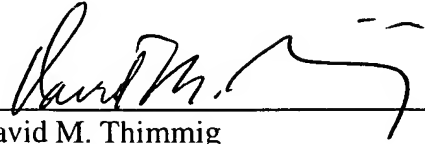
Dear Sir:

Transmitted herewith for the above-captioned patent application are:

1. Response To Notice To File Missing Parts Of Nonprovisional Application Filed Under 37 CFR 1.53(b) Filing Date Granted;
2. Return copy of original Notice To File Missing Parts Of Nonprovisional Application Filed Under 37 CFR 1.53(b) Filing Date Granted;
3. Executed Declaration and Power of Attorney;
4. Check in the amount of \$130.00 for the surcharge for filing the Declaration on a date later than the filing date of the application, as set forth in 37 C.F.R. 1.16(e); and
5. Postcard acknowledging receipt of same.

If there are any additional fees due in connection with the filing of this Response, please charge the fees to our Deposit Account No. 13-0019.

Respectfully submitted,

By 
David M. Thimmig
Attorney Reg. No. 36,034

Dated: August 17, 2004

MAYER, BROWN, ROWE & MAW LLP
P.O. Box 2828
Chicago, IL 60690-2828
(312) 701-8593



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By: Timothy Hubalik


Signature of Person Mailing Papers

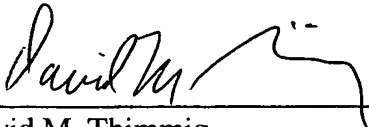
Dear Sir:

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL
APPLICATION FILED UNDER 37 CFR 1.53(B) FILING DATE GRANTED**

In response to the enclosed NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b) FILING DATE
GRANTED, dated June 17, 2004, Applicant respectfully submits the enclosed executed
Declaration and Power of Attorney. Also, enclosed is a check in the amount of \$130.00 for the
surcharge for filing the Declaration on a date later than the filing date of the application, as set
forth in 37 C.F.R. 1.16(e).

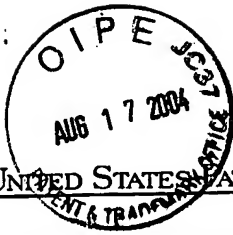
If there are any fees due in connection with the filing of this statement, please charge the fees to our Deposit Account No. 13-0019.

Respectfully submitted,

By 
David M. Thimmig
Attorney Reg. No. 36,034

Dated: August 17, 2004

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/815,394	04/01/2004	Marcus Braun	04265352

CONFIRMATION NO. 7591

FORMALITIES LETTER



OC000000012984286

David M. Thimmig
MAYER, BROWN, ROWE & MAW LLP
P.O. Box 2828
Chicago, IL 60690-2828

Date Mailed: 06/17/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

08/19/2004 HALI11 00000037 10815394

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*A copy of this notice **MUST** be returned with the reply.*

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PART 2 - COPY TO BE RETURNED WITH RESPONSE